

# Additional Information

## California Use Tax General Information

The use tax has been in effect in California since July 1, 1935. It applies to purchases from out-of-state sellers and is similar to the sales tax paid on purchases you make in California. If you have not already paid all use tax due to the State Board of Equalization, you must report and pay the use tax due on your state income tax return. See the information below and the instructions for line 49 of your income tax return.

In general, you should pay California use tax on purchases made from out-of-state (for example, by telephone, over the Internet, by mail, or in person) if:

- The seller does not collect California sales or use tax.
- You use, give away, store, or consume the item in this state.

Example: You live in California and purchase a dining table from a company in North Carolina. The company ships the table from North Carolina to your home for your use and does not charge California sales or use tax. You owe use tax on the purchase.

**Complete the Use Tax Worksheet** on page 17 to calculate the amount due.

**Extensions to file.** If you request an extension to file your income tax return, wait until you file your return to report your purchases subject to use tax and make your use tax payment.

**Penalty.** To avoid late payment penalties for use tax, you must report and pay the use tax with a timely filed income tax return.

**Changes in use tax reported.** Do not file an Amended Income Tax Return (Form 540X) to revise the use tax previously reported. If you have changes to the amount of use tax previously reported on the original return contact the State Board of Equalization.

For assistance with your use tax questions, go to the State Board of Equalization's Website at [www.boe.ca.gov](http://www.boe.ca.gov) or call their Information Center at (800) 400-7115 or TTY/TDD (800) 735-2929. Income tax information is not available at this number.

## Collection Fees

The FTB is required to assess collection and filing enforcement cost recovery fees on delinquent accounts.

## Deceased Taxpayers

A final return must be filed for a person who died in 2007 if a return normally would be required. The administrator or executor, if one is appointed, or beneficiary must file the return. Print "deceased" and the date of death next to the taxpayer's name at the top of the return.

If you are a surviving spouse/RDP and no administrator or executor has been appointed, file a joint return if you did not remarry or enter into another registered domestic partnership during 2007. Indicate next to your signature that you are the surviving spouse/RDP.

You may also file a joint return with an administrator or executor acting on behalf of the deceased taxpayer.

If you file a return and claim a refund due to a deceased taxpayer, you are certifying under penalty of perjury either that you are the legal representative of the deceased taxpayer's estate (in this case, attach certified copies of the letters of administration or letters testamentary) or that you are entitled to the refund as the deceased's surviving relative or sole beneficiary under the provisions of the California Probate Code. You must also attach a copy of federal Form 1310, Statement of Person Claiming Refund Due a Deceased Taxpayer, or a copy of the death certificate when you file a return and claim a refund due.

## Innocent Joint Filer Relief

You may qualify for relief from liability for tax on a joint return if (1) you were granted Innocent Spouse Relief by the IRS, (2) there is an understatement of tax because you are divorced, legally separated, terminated the registered domestic partnership or no longer living with your spouse/RDP, and (3) given all the facts and circumstances, it would be unfair to hold you liable for the tax. For more information, get FTB Pub. 705, Request for Innocent Joint Filer Relief Form and Brochure, by going to our Website at [www.ftb.ca.gov](http://www.ftb.ca.gov) or calling (916) 845-7072, Monday - Friday between 8 a.m. to 5 p.m. excluding state holidays.

## Registered Domestic Partners

If you are a Registered Domestic Partner (RDP) and need additional information on how to file your return, get FTB Pub. 737, Tax Information for Registered Domestic Partners.

## Military Personnel

If you are a member of the military and need additional information on how to file your return, get FTB Pub. 1032, Tax Information for Military Personnel. See "Order Forms and Publications" on page 67.

## Homeowner and Renter Assistance

**Homeowner assistance** is a once-a-year payment from the State of California as a reimbursement for part of the property taxes you paid on your home. If eligible, you could receive up to 96% of the property taxes you paid in the prior year. In 2007, you would have qualified for this assistance if you:

- Were one of the following on December 31, 2006: 62 years of age or older, blind, or disabled.
- Owned your home and lived in it on December 31, 2006, had total household income of \$42,770 or less, and were a U.S. citizen, designated alien, or qualified alien, when you file your claim.

**Renter assistance** is a once-a-year payment from the State of California as a reimbursement for part of the property taxes that you pay indirectly when you pay your rent. In 2007, you would have qualified for this assistance if you:

- Were one of the following on December 31, 2006: 62 years of age or older, blind, or disabled.
- Paid \$50 or more rent per month in the prior year, had total household income of \$42,770 or less, and were a U.S. citizen, designated alien, or qualified alien when you file your claim.

The 2007 filing season ends June 30, 2008.

The 2008 filing season for these programs begins July 1, 2008. For more information, go to our Website at [www.ftb.ca.gov](http://www.ftb.ca.gov) or call (800) 868-4171.

## Requesting a Copy of Your Tax Return

The FTB keeps personal income tax returns for three and one-half years from the original due date. To obtain a copy of your return, write a letter or complete form FTB 3516, Request for Copy of Personal Income Tax or Fiduciary Return. In most cases, a \$20 fee is charged for each taxable year you request. However, no charge applies for victims of a designated California or federal disaster; or you request copies from a field office that assisted you in completing your return. See "Order Forms and Publications" on page 67.

## Mello-Roos

You cannot deduct Mello-Roos taxes if they are assessed to fund local benefits and improvements that tend to increase the value of your property. Mello-Roos taxes may appear on your annual county property tax bill with other deductible property taxes. You may only be able to deduct a portion of the total property tax shown on your bill.

For more information, you can:

- Contact your Mello-Roos District.
- Get federal Publication 17, Your Federal Income Taxes-Individuals, Chapter 24.

## Vehicle License Fees for Federal Schedule A

On your federal Schedule A, you may deduct the California motor vehicle license fee listed on your Vehicle Registration Billing Notice from the Department of Motor Vehicles. The other fees listed on your billing notice such as registration fee, weight fee, and county fees are not deductible.

## Voting Is Everybody's Business

You may register to vote if you meet these requirements:

- You are a United States citizen.
- You are a resident of California.
- You will be 18 years old by the date of the next election.
- You are not in prison or on parole for the conviction of a felony.

You need to re-register every time you move, change your name, or wish to change political parties. In order to vote in an election, you must be registered to vote at least 15 days before that election. To obtain a Voter Registration Card, call the California Secretary of State's toll-free voter hotline at (800) 345-VOTE or go to their Website at [www.ss.ca.gov](http://www.ss.ca.gov).

**It's Your Right . . . Register and Vote**

## If You File Electronically

If you e-file your return, make sure all the amounts entered on the paper copy of your California return are correct before you sign form FTB 8453, California e-file Return Authorization for Individuals. If you are requesting direct deposit of a refund, make sure your account and routing information is correct. Your return can be transmitted to FTB by your preparer or electronic e-file service only after you sign form FTB 8453. The preparer or electronic e-file service must provide you with:

- A copy of form FTB 8453.
- Any original Form(s) W-2, CA Sch W-2CG, W-2G, 592-B, 593-B, 594, 1099-G, and other Form(s) 1099 that you provided.
- A paper copy of your California tax return showing the data transmitted to the FTB.

You cannot retransmit an e-filed tax return once we've accepted the original. You can correct an error only by completing Form 540X, Amended Individual Income Tax Return, and mailing the paper copy to us. See "Where To Get Income Tax Forms and Publications" on page 7.